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OC #: _____ X

COUNT ONE

The Grand Jury charges:

2. It was a part and object of the conspiracy that

JUAN C. PEREZ, a/k/a "Juan Perez," a/k/a "El Raicing," the defendant, and others known and unknown, would and did import into the United States and into the customs territory of the

United States from a place outside thereof a controlled substance, in violation of 21 U.S.C. §§ 952(a) and 960(a)(1).

3. It was further a part and object of the conspiracy that JUAN C. PEREZ, a/k/a "Juan Perez," a/k/a "El Raicing," the defendant, and others known and unknown, would and did manufacture and distribute a controlled substance, knowing and intending that such substance would be unlawfully imported into the United States and into waters within a distance of twelve miles of the coast of the United States, in violation of 21 U.S.C. §§ 959 and 960(a)(3).

4. The controlled substances that JUAN C. PEREZ, a/k/a "Juan Perez," a/k/a "El Raicing," the defendant, and others known and unknown, conspired to: (i) import into the United States and into the customs territory of the United States from a place outside thereof; and (ii) manufacture and distribute, knowing and intending that they would be unlawfully imported into the United States and into waters within a distance of twelve miles of the coast of the United States, were five kilograms and more of mixtures and substances containing a detectable amount of cocaine, in violation of 21 U.S.C. § 960(b)(1)(B), and one kilogram and more of mixtures and substances containing a detectable amount of heroin, in violation of 21 U.S.C. § 960(b)(1)(B).

(Title 21, United States Code, Section 963.)

FORFEITURE ALLEGATION

8. As a result of committing the controlled substance offenses charged in Count One and Count Two of this Indictment, JUAN C. PEREZ, a/k/a "Juan Perez," a/k/a "El Raicing," the defendant, shall forfeit to the United States, pursuant to Title 21, United States Code, Sections 853 and 970, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the offenses and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offenses charged in Count One and Count Two of this Indictment.

Substitute Assets Provision


9. If any of the above-described forfeitable property, as a result of any act or omission of JUAN C. PEREZ, a/k/a "Juan Perez," a/k/a "El Raicing," the defendant:


- a. cannot be located upon the exercise of due diligence;
 - b. has been transferred or sold to, or deposited with, a third person;
 - c. has been placed beyond the jurisdiction of the Court;
 - d. has been substantially diminished in value;
- or

e. has been commingled with other property
which cannot be subdivided without
difficulty,

it is the intent of the United States, pursuant to Title 21,
United States Code, Sections 853(p) and 970, to seek forfeiture
of any other property of the defendant up to the value of the
above forfeitable property.

(Title 21, United States Code, Sections 853 and 970.)


FOREPERSON


PREET BHARARA
United States Attorney

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

JUAN C. PEREZ,
a/k/a "Juan Perez,"
a/k/a "El Raicing,"
Defendant.

INDICTMENT

15 Cr.

(21 U.S.C. §§ 963, 846.)

PREET BHARARA

United States Attorney.

A TRUE BILL

Sybilinda Dean Foreperson.

*9/1/15 - Filed Sealed Indictment
se A/W issued
J. Gorenstein
USMJ*